

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Confirmation No.: 5804

Ferdinand Hermann Bahlmann, et al.

Date: April 12, 2010

Serial No.: 10/522,426

Group Art Unit: 1654

Filed: March 25, 2005

Examiner: Thomas Sweeney Heard

For: USE OF ERYTHROPOIETIN

VIA EFS-WEB

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT AFTER NOTICE OF ALLOWANCE

Sir:

Submitted herewith is a copy of an Office Action issued by a patent searching authority other than the USPTO and the cited art together with a form listing the same for the convenience of the Examiner. The references to Fatouros et al., Ribatti, et al. and Alvarez et al., listed in the Office Action, were previously cited on a Form PTO-1449 and provided in a Submission filed on October 5, 2005. Therefore, these references are not cited and provided herewith.

The present Information Disclosure Statement is being submitted after receipt of a Notice of Allowance, but before payment of the Issue Fee.

I certify that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

The fee of \$180.00 for filing the present Information Disclosure Statement subsequent to a Notice of Allowance, but before payment of the Issue Fee is also submitted electronically herewith.